3

I, Martin "Kelly" J. McTigue, declare as follows:

4 5

1. I am a partner in the law firm of Morgan, Lewis & Bockius, LLP, counsel of record for petitioner Olin Corporation ("Olin"). All of the matters stated herein are true of my own personal knowledge, and if called upon to testify thereto, I could and would competently so

6

7

Exhibit A:

Exhibit B:

Exhibit C:

Exhibit D:

Exhibit E:

Exhibit F:

8

9

10

11

12

13

14

15

16

17

18

19 20

21

22 23

24

25 26

27

28

testify. 2. Attached hereto are true and accurate copies of the following correspondence between

Olin and the Regional Water Quality Control Board, Central Coast Region ("Regional Board")

referenced in and relevant to Olin's Petition for review (including the Regional Board action,

Exhibit A, which Olin requests the State Board to review pursuant to Water Code section 13320

and 23 C.C.R. § 2050, et seq.) April 29, 2004 Regional Board (Executive Officer ("EO") R. Briggs) -

> Olin (C. Richards) letter denying Olin's April 7, 2004 request to modify October 18, 2002 Alternative Water Supply Order, which Olin petitions the State Water Resources Control Board ("State Board) for review.

April 7, 2004 Olin (C. Richards) – Regional Board (EO R. Briggs) letter requesting the Regional Board to modify its October 18, 2002 Alternative Water Supply Order.

October 18, 2002 Regional Board (EO R. Briggs) – Olin (R. McClure) letter ordering Olin to supply alternative water pursuant to Water Code section 13267.

October 22, 2002 Olin (R. McClure) - Regional Board (J. Mijares) letter confirming the Regional Board's intent that DHS Action Level is applicable governing standard in its Alternative Water Supply Order.

June 13, 2002 Olin (R. McClure) – Regional Board (H. Packard) letter regarding Olin's voluntary supply of alternative water.

March 16, 2004 Regional Board (EO R. Briggs) - Olin (R. McClure) letter requesting that Olin "begin" its alternative water supply evaluation at

1-LA/775038.1

1		PHG/Action Level of 6 ppb.	.*
2	Exhibit G:	April 16, 2004 Olin Alternative Water Supply Alternative Report,	
3		Executive Summary, submitted to Regional Board on same date and	
4		beginning its alternatives analysis at PHG/Action Level of 6 ppb.	
5	3. Als	so attached hereto are true and accurate copies of the following documents that Olin	
6	has requested	the State Board judicially notice in support of Olin's petition to the State Board:	
7	Exhibit H:	October 2003 California Office of Environmental Health Hazard	
8		Assessment ("OEHHA") "Guide to Public Health Goals (PHGs) for	
9		Chemicals in Drinking Water."	
10	Exhibit I:	March 12, 2004 OEHHA (Director J. Denton) – Cal. EPA (Secretary T.	
11		Tamminen) Memorandum entitled "Publication of Public Health Goal For	
12		Perchlorate In California Drinking Water."	
13	Exhibit J:	March 2004 Perchlorate Public Health Goals for Perchlorate in Drinking	
14	,	Water, Technical Support Document	
15	Exhibit K:	California Department of Health Services ("DHS") "Perchlorate in	
16		Drinking Water: Action Level," website notice revising the perchlorate	
17		Action Level from 4 ppb to 6 ppb to conform to the PHG	
18	Exhibit L:	January 2004 California Senate Office of Research Report ("SOR Report")	
19	,	entitled "Addressing Perchlorate Contamination of Drinking Water Sources	
20		in California"	
21	I declare under penalty of perjury under the laws of the State of California that the		
22	foregoing is true and correct, and that this declaration was executed the 27th day of May, 2004, at		
23	Los Angeles, California.		
24		May HA	
25		Martin/'Kelsy'' J/McTigue	۷
26			
27		· //	
28			

2

1-LA/775038.1